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IN THE

Supreme Court of the United States

October Term, 1942.

No. 404.

WYATT D. SHULTZ and CAROLYN SHULTZ, as Co-Executors under the Last Will of Albert B. Shultz, Deceased,

Petitioners,

VS.

MANUFACTURERS & TRADERS TRUST COMPANY, Individually and as Co-Executor under the Last Will of Albert B. Shultz, Deceased, et al., Respondents.

BRIEF OF ALL RESPONDENTS IN OPPOSITION TO PETITION FOR REHEARING OF APPLICATION FOR CERTIORARI.

HAROLD R. MEDINA, JOHN W. DRYE, JR., LOUIS L. BABCOCK, NOEL S. SYMONS, MASON O. DAMON, WILLIAM GILBERT,

Respondents' Counsel.



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TRUST COMPANY, Individually and
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Consolidated Causes.

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The present application is but a reiteration of contentions more extensively made and argued at pages 29, 30, 37, 38 and 48 of plaintiffs' petition and brief in support of the recent application for a writ of certiorari, and at pages 2, 3 and 11 of their reply brief. No new questions are raised and no arguments adduced that were not fully considered and disposed of by the Court in its recent decision.

Our position on the merits and on the question of the statute of limitations was fully stated in our briefs in opposition to the previous application and need not be restated. The petition for rehearing should be in all respects denied.

Respectfully submitted,

HAROLD R. MEDINA, JOHN W. DRYE, JR., LOUIS L. BABCOCK, NOEL S. SYMONS, MASON O. DAMON, WILLIAM GILBERT, Respondents' Counsel.

